

Introduced April 4, 2011  
Public Hearing April 20, 2011  
Council Action May 2, 2011  
Executive Action May 4, 2011  
Effective Date July 4, 2011

## County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 4

Bill No. 14 -2011

Introduced by: The Chairperson at the request of the County Executive

AN ACT amending an uncodified section in Council Bill No. 21-2009 that sets forth the date on by which Council Bill No. 21-2009 will expire and be of no further force and effect; extending the expiration of Council Bill No. 21-2009; providing for the application of this Act; and generally relating to Council Bill No. 21-2009.

Introduced and read first time April 4, 2011. Ordered posted and hearing scheduled.

By order Stephen M. LeGendre  
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on April 20, 2011.

By order Stephen M. LeGendre  
Stephen LeGendre, Administrator

This Bill was read the third time on May 2, 2011 and Passed ☒ Passed with amendments ☐ Failed ☐

By order Stephen M. LeGendre  
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 3<sup>rd</sup> day of May, 2011 at 3:30 a.m./p.m.

By order Stephen M. LeGendre  
Stephen LeGendre, Administrator

Approved Vetoed by the County Executive May 4, 2011

Ken Ulman  
Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1           **WHEREAS**, on or about May 4, 2009, the County Council of Howard County  
2 passed Council Bill No. 21-2009 ("CB 21"); and

3  
4           **WHEREAS**, CB 21 was signed by the County Executive and was effective on  
5 May 6, 2009; and

6  
7           **WHEREAS**, CB 21 was presented to the County Council as part of a package  
8 related to the construction of a public parking garage to serve the MARC station in  
9 Savage and for the development of a mixed-use project consisting of residential, office,  
10 retail, and hotel uses within the Savage Towne Centre Development District (the  
11 "project"); and

12  
13           **WHEREAS**, CB 21 provided for the collection of a special tax on certain  
14 property known as the "Savage Towne Centre Development District"; and

15  
16           **WHEREAS**, accordingly, CB 21 set forth the rate and method of the collection  
17 of the special tax and authorized the County to issue up to \$17,000,000 of its special  
18 obligation bonds at a maximum interest rate of 7% per year in order to finance or  
19 reimburse the costs of public improvements related to development within the Savage  
20 Towne Centre Development District; and

21  
22           **WHEREAS**, other items in the legislative package included Council Resolution  
23 No. 14-2009 that provided for the designation of a special taxing district and created  
24 certain special funds for purposes of the Maryland Special Taxing District Act and  
25 Council Bill No. 20-2009 that approved a multi-year agreement between the County and  
26 Petrie Ross Joint Ventures, D.C., L.L.C., for the construction of the parking garage and  
27 related infrastructure; and

28  
29           **WHEREAS**, CB 21 includes a provision that if bonds are not issued within two  
30 years of its effective date, that CB 21 shall expire and be of no further force and effect  
31 (the "sunset provision"); and

1  
2       **WHEREAS**, CB 21 further provides that its effectiveness may be extended prior  
3 to its expiration by enacting another ordinance; and  
4

5       **WHEREAS**, to date, bonds have not been issued for the Project but the Projects'  
6 developers are confident that the Project can still proceed and have requested that the  
7 sunset provision be extended.  
8

9       **NOW, THEREFORE,**  
10

11   ***Section 1. Be It Enacted by the County Council of Howard County, Maryland, that***  
12 ***Section 11 of Council Bill No. 21-2009 is amended to provide an additional three years***  
13 ***for the issuance of bonds as follows:***  
14

15       ***"Section 11. Be it further enacted by the County Council of Howard County, Maryland,***  
16 ***That this Ordinance shall take effect on the date of its enactment. In the event that no Bonds***  
17 ***are issued pursuant to the Acts within [[two]] FIVE years of the effective date of this***  
18 ***Ordinance, this Ordinance shall expire and shall be of no further force and effect. The***  
19 ***Council may extend the effectiveness of this Ordinance prior to its expiration by enacting***  
20 ***another ordinance."***  
21

22   ***Section 2. And Be It Further Enacted by the County Council of Howard County,***  
23 ***Maryland, that this Act shall apply beginning on May 5, 2011.***  
24

25   ***Section 3. And Be It Further Enacted by the County Council of Howard County,***  
26 ***Maryland, that this Act shall become effective 61 days after its enactment.***

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on May 4, 2011.

Stephen M. LeGendre  
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on \_\_\_\_\_, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on \_\_\_\_\_, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on \_\_\_\_\_, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on \_\_\_\_\_, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on \_\_\_\_\_, 2011.

Stephen M. LeGendre, Administrator to the County Council